

Message Text

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ORIGIN DLOS-06

INFO OCT-01 EUR-12 IO-13 ISO-00 INR-07 SAL-01 OES-06

ACDA-07 AGR-05 AID-05 CEA-01 CEQ-01 CG-00 CIAE-00

CIEP-01 COME-00 DODE-00 DOTE-00 EB-07 EPA-01 ERDA-05

FEAE-00 FMC-01 TRSE-00 H-02 INT-05 JUSE-00 L-03

NSAE-00 NSC-05 NSF-01 OMB-01 PA-01 PM-04 PRS-01 SP-02

SS-15 USIA-06 /126 R

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INR/DFR/RGE - MR. HODGSON
EUR/SE - MR. DELABARRE
D/LOS - MR. TAFT

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R 090322Z JUL 76
FM SECSTATE WASHDC
TO AMEMBASSY ANKARA
INFO AMEMBASSY ATHENS
AMEMBASSY BERN
USMISSION USUN NY

C O N F I D E N T I A L STATE 169954

E.O. 11652: GDS

TAGS: PLOS, TU

SUBJECT: LOS - DELIMITATION OF TERRITORIAL SEA, EXCLU-
SIVE ECONOMIC ZONE AND CONTINENTAL SHELF

REF: STATE 159705

1) TURKISH EMBASSY DCM, NURES, CAME TO THE DEPT. ON JULY 6
TO RECEIVE OUR COMMENTS ON THE PAPER HE PRESENTED ON JUNE 24
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(REFTEL).

2) WE INFORMED NURES THAT THE DEPARTMENT HAD REVIEWED IN A PRELIMINARY MANNER THE PAPER HE HAD GIVEN US ON THE TURKISH POSITION. NOTING THAT WE APPRECIATE THE CONCERNS OF THE TURKISH GOVERNMENT WE SAID THAT AT THE SAME TIME WE APPRECIATE THE CONCERNS OF THOSE WHO HAVE A CONTRARY POINT OF VIEW. WE STRESSED THAT DELIMITATION ISSUES ARE ESSENTIALLY BI-LATERAL CONCERNS, THE SPECIFICS OF WHICH IT IS INAPPROPRIATE TO ATTEMPT TO SOLVE IN THE LOS NEGOTIATIONS. THE TREATY CAN HOWEVER PROVIDE THE GENERAL FRAMEWORK IN WHICH BI-LATERAL SOLUTIONS MAY BE PURSUED. WE ALSO NOTED THAT SHOULD THE LOS TEXT TILT TOO FAR IN EITHER DIRECTION IT WOULD CREATE SERIOUS PROBLEMS FOR THE "AGRIEVED PARTY". WE THEREFORE TOLD NURES THAT WE HOPED THAT ALL PARTIES COULD AGREE TO A TEXT WHICH IS GENERAL IN NATURE AND PROVIDES THE FRAMEWORK FOR AGREEMENT AND THIRD PARTY SETTLEMENT IN THE ABSENCE OF AGREEMENT BETWEEN THE PARTIES.

3) NURES DISPUTED SOMEWHAT DEFENSIVELY THE IMPLICATION THAT TURKEY WANTED TO SEE THE TEXT "TILT" IN ITS DIRECTION. HE AGAIN ARGUED STRONGLY FOR MORE SPECIFICITY IN ARTICLES 14, 62, AND 71 ALONG THE LINES OF THE TURKISH EMBASSY'S JUNE 24 PAPER, INDICATING HOW FUNDAMENTAL AN ISSUE THIS WAS FOR TURKEY. WE STRESSED THAT WE THOUGHT IT UNDESIRABLE AND INFEASIBLE TO TRY TO BE MORE SPECIFIC ABOUT THE ISSUE OF DELIMITATION IN VIEW OF THE GREAT VARIETY OF "SPECIAL CIRCUMSTANCES" AFFECTING SCORES OF DISPUTANT PARTIES. WE SAID THE US FAVORS A TEXT WHICH PROVIDED A FRAMEWORK IN WHICH DISPUTANT PARTIES CAN WORK OUT THEIR DIFFERENCES IN AN EQUITABLE WAY.

4) NURES REITERATED THAT THE TURKS WANT THE NEXT SESSION OF THE CONFERENCE TO REOPEN THE ISSUE OF DELIMITATION, AND ARE CURRENTLY PRESENTING THEIR VIEWS TO A NUMBER OF COUNTRIES IN ADDITION TO THE US. HE WAS ANXIOUS TO KNOW WHAT OUR VIEW WOULD BE ON THE ISSUE BEING REOPENED. WHILE INDICATING THAT WE WERE NOT ANXIOUS TO HAVE ESSENTIALLY BI-LATERAL ISSUES PREOCCUPY THE CONFERENCE, WE STATED SIMPLY THAT IF THE CONFERENCE AGREED TO VARIOUS LANGUAGE CHANGES INCLUDING A REFERENCE TO "SPECIFIC CIRCUMSTANCES", THE US

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WOULD NOT SWIM AGAINST THE STREAM. NURES APPEARED TO BE GRATIFIED BY THIS GENERALIZED ASSERTION, INDICATING THAT IT WOULD BE OF PARTICULAR INTEREST TO HIS AUTHORITIES IN ANKARA. KISSINGER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TERRITORIAL SEA LIMIT, CONTINENTAL SHELF, LAW OF THE SEA, DIPLOMATIC DISCUSSIONS, FISHING LIMITS
Control Number: n/a
Copy: SINGLE
Draft Date: 09 JUL 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: coburnhl
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE169954
Document Source: CORE
Document Unique ID: 00
Drafter: AGJAMES:MLK
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D760265-0247
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760773/aaaacmcc.tel
Line Count: 111
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN DLOS
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 76 STATE 159705
Review Action: RELEASED, APPROVED
Review Authority: coburnhl
Review Comment: n/a
Review Content Flags:
Review Date: 28 APR 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <28 APR 2004 by buchant0>; APPROVED <23 AUG 2004 by coburnhl>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: LOS - DELIMITATION OF TERRITORIAL SEA, EXCLU- SIVE ECONOMIC ZONE AND CONTINENTAL SHELF
TAGS: PLOS, TU, US
To: ANKARA
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006